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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 00-387-P)

PATENT

In re Application of:

Benkovic, et al.

Serial No.: 10/615,703

Filed: July 09, 2003

For: Treatment of Bacterial Induced Diseases Using  
DNA Methyltransferase Inhibitors



)  
)  
) Before the Examiner:  
Tran, My-Chau T.

)  
) Art Unit: 1639

)  
) Confirmation No. 5892  
)

**TRANSMITTAL LETTER**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:

- a. Information Disclosure Statement
- b. Form PTO 1449
- c. Copies of eighty-one (81) Cited References
- d. Return Receipt Postcard

2. With respect to additional fees:

- a. Attached is a check in the amount of \$ 180.00

3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 9<sup>th</sup> day of January, 2007.

Date: January 9, 2007

Respectfully submitted,

*Bradley W. Crawford*  
Bradley W. Crawford  
Registration No. 50,494



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**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Pursuant to the duty of disclosure provided by 35 C.F.R. § 1.56 and §§ 1.97-98, the applicants wish to make the following references and information of record in the above-identified application. The references are also listed in the PTO-1449 form enclosed herewith. It is requested that the references and information be given careful consideration and that they be cited of record in the prosecution history of the present application so that they will appear on the face of the patent issuing from the present application. Pursuant to the office's waiver of 37 C.F.R. § 1.98 (a)(2)(i), copies of the U.S. patent documents are not enclosed.

Portions of the references may be material to the examination of the pending claims, however no such admission is intended. 37 C.F.R. 1.97 (h). The references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the

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meaning of 35 U.S.C. sections 102 or 103, nor is this submission to be construed as a representation that a search has been made.


The accompanying Information Disclosure Statement is being submitted after the mailing of the First Official Action in the above-referenced case. Therefore a check in the amount of \$180.00 is enclosed. The Commissioner is authorized to charge any underpayment or credit any overpayment associated with this Information Disclosure Statement to Deposit Account No. 13-2490.

Respectfully submitted,

**McDonnell Boehnen  
Hulbert & Berghoff LLP**

Date: January 9, 2007

  
Bradley W. Crawford  
Registration No. 50,494

FORM PTO-1449 (Rev. 2-32)	U.S. Department of Commerce Patent and Trademark Office	Atty. Docket No.  00-387-P	Serial No.  10/615,703
 <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use several sheets if necessary)		Applicant: Benkovic, et al.	
		Filing Date:  July 9, 2003	Group:  # 1639

## U.S. PATENT DOCUMENTS

Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	*	3,485,864	12/23/1969	Birnbaum, et al.			
	*	4,199,574	04/22/1980	Schaeffer			
	*	4,713,346	12/15/1987	Gallop, et al.			
	*	5,130,302	07/14/1992	Spielvogel, et al.			
	*	5,348,947	09/20/1994	Patel			
	*	5,348,948	09/20/1994	Patel			
	*	5,362,732	11/08/1994	Spielvogel, et al.			
	*	5,789,416	08/04/1998	Lum, et al.			
	*	6,287,713	12/14/2000	Heuer et al.			
	*	6,420,301	07/16/2002	Kristen et al.			
	*	6,734,457	05/11/2004	Yamazaki et al.			
	*	7,019,055	03/28/2006	Wang			

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		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
	1	WO 00/056812 A1	09/28/2000	PCT				

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	3	WO 02/044184 A3	02/27/2003	PCT				
	4	WO 03/33002 A1	04/24/2003	PCT				
	5	WO03/059916 A2	07/24/2003	PCT				
	6	WO 04/056322 A3	09/16/2004	PCT				
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	10	WO 98/08855	03/05/1998	PCT				
	11	WO 98/12206	03/26/1998	PCT				
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	13	DE 198 29 949		Denmark				
	14	FR 2 071 171		France				
	15	2003-501431	1/14/2003	Japan				
	16	EP 1 420 021 A1	5/19/2004	EPO				
	17	WO 00/44387 A1	8/03/2000	EPO				
	18	EP 0 969 531	1/5/2000	EPO				

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	20	2000-150163	5/30/2000	Japan				
	21	2000-011462	2/25/2000	S. Korea				
	22	2003-229275	8/15/2003	Japan				
	23	DE 1 982 640 3	12/16/1999	Germany				
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